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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/617,166	07/09/2003	Rourke M. Yeakley	YEAR102	2728
7590 12/30/2005			EXAMINER	
FRANK J. DYKAS			KEASEL, ERIC S	
DYKAS, SHAVER & NIPPER, LLP			ART UNIT	
PO BOX 877			PAPER NUMBER	
BOISE, ID 83701-0877			3754	
DATE MAILED: 12/30/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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10/617,166

EXAMINER

ART UNIT	PAPER
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20051223

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Commissioner for Patents

1. The reply filed on October 14, 2005 is not fully responsive to the prior Office Action because the restriction requirement between species has not been made. Applicant elected the apparatus claims (invention I). However, the restriction requirement also included an election of species between species A and B (see paragraph 6). The election between species must also be made to be fully responsive to the prior office action. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).
2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Eric Keasel whose telephone number is (571) 272-4929. The examiner can normally be reached on Monday-Friday. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Mar can be reached on (571) 272-4906. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Eric Keasel 23 DEC 2005

Eric Keasel
Primary Examiner
Art Unit: 3754